



matter to the Magistrate Judge with instructions. *See* 28 U.S.C. § 636(b). The court reviews only for clear error in the absence of an objection. *See Diamond v. Colonial Life & Accident Ins. Co.*, 416 F.3d 310, 315 (4th Cir. 2005) (stating that “in the absence of a timely filed objection, a district court need not conduct a *de novo* review, but instead must ‘only satisfy itself that there is no clear error on the face of the record in order to accept the recommendation.’”) (quoting Fed. R. Civ. P. 72 advisory committee’s note).

Based on his review of the record, the Magistrate Judge has recommended that Defendants’ motion for summary judgment be **granted** as to the first cause of action against Defendants Bailey and Catalano in their individual capacities. He further recommended that Plaintiff’s claims for breach of contract and wrongful termination be **dismissed** without prejudice. Plaintiff has filed no objections to the Report and Recommendation and the time for doing so has expired.

After reviewing the complaint, the motion, the opposition, the complete record, and the Report and Recommendation of the Magistrate Judge, the court finds no clear error. Accordingly, the Report and Recommendation of the Magistrate Judge is adopted and incorporated by reference.

**IT IS HEREBY ORDERED** that, with the consent of Plaintiff, Plaintiff’s claim against Defendant USC Lancaster in the first cause of action is dismissed with prejudice, as are Plaintiff’s fourth, fifth and sixth causes of action. It is

**FURTHER ORDERED** that Defendants’ motion for summary judgment is **GRANTED** as to the first cause of action against Defendants Bailey and Catalano in their individual capacities; and, it is

**FURTHER ORDERED** that Plaintiff’s claims for breach of contract and wrongful termination are **DISMISSED without prejudice**.

**IT IS SO ORDERED.**

s/ Cameron McGowan Currie  
CAMERON MCGOWAN CURRIE  
UNITED STATES DISTRICT JUDGE

Columbia, South Carolina  
July 18, 2006